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April 21, 2004

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**Re: Docket 04-68, Ex Parte Submission and Request
for Confidential Treatment**

Dear Ms. Dortch:

On behalf of our client, Victor Company of Japan, Ltd. ("JVC"), enclosed for filing in Docket 04-68 – "Certification for Digital Recording Methods to be Used in Covered Demodulator Products, D-VHS" – are five copies of a document responding to questions from the Media Bureau staff concerning the technical description of the D-VHS scrambling and security system related to the submission by JVC of D-VHS technology for approval by the Federal Communications Commission as an authorized secure recording technology for Marked or Unscreened Content pursuant to the broadcast flag regulations. This document contains information in partial response to questions raised by the Media Bureau staff at a meeting held with JVC on April 8, 2004. Due to its confidential nature (see below), the copies of this document are being submitted in a separate envelope marked as confidential.

Pursuant to Section 0.459 of the Commission's rules, we hereby request confidential treatment of this document on the basis that the information contained in the document constitutes JVC's trade secret and is proprietary and commercially sensitive. Apart from its submission here, the information contained in this document is released only to specifically identified individuals within entities that are already licensed by JVC to use the D-VHS technology and that have already agreed to hold the information in this document as "highly confidential" information subject to specific non-disclosure obligations for such highly confidential information. Even in those circumstances, the information is supplied to such individuals only using transmission methods protected

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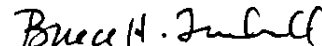
using PGP encryption or its equivalent. This information is being submitted so that the FCC may assure itself that the technology used for D-VHS content protection is sufficiently protective to meet the criteria set forth in the Commission's broadcast flag regulations and related report and order. JVC understands that the FCC will use this document, and the information contained in the document, solely for review in the context of this docket. Accordingly, JVC believes that the request for confidentiality serves the purposes of this proceeding, while preserving JVC's legitimate interests in the confidentiality of this information.

JVC agrees that this document may be released to non-FCC parties to this docket using the protective order that was previously adopted in this docket for the release of another document accorded confidential treatment. In that regard, please be advised that JVC will exercise its right under that protective order to mark the document "do not copy" for any copy that is released to an outside party pursuant to the protective order.

If this request for confidentiality is denied, JVC respectfully requests that the document submitted herewith be returned pursuant to the Commission's rules.

If you or others at the Commission have any questions concerning this submission or the confidentiality request, please contact me at 202/682-7070. Thank you very much.

Sincerely yours,



Bruce H. Turnbull

cc: Susan Mort, w/o enclosure (by electronic delivery)